IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 10TH OCTOBER 2007 / 18TH ASWINA 1929

Bail Appl..No. 6182 of 2007

(C.R. NO. 110/2007 OF ARYANAD EXCISE RANGE)

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PETITIONERS/ACUSED PERSONS 1 AND 2:

1. **ANILKUMAR,S/O.BABU,THADATHARIKATHU VEEDU PUTHUKONAM,KUZHAKKADU MURIYIL,VEERANAKAVU VILLAGE, NEDUMANGAD TALUK,THIRUVANANTHAPURAM DISTRICT.**

2. **BAIJU,S/O.SAIMON,THADATHARIKATHU VEEDU, PONGUMKUZHI,MALAVILA,KOKKUDI MURIYIL,MANOORKKARA VILLAGE,NEDUMANGAD TALUK,THIRUVANANTHAPURAM DIST.**

BY ADV. SRI.G.P.SHINOD.

RESPONDENT:

STATE OF KERALA REPRESENTED BY ITS PUBLIC PROSECUTOR,HIGH COURT OF KERALA AT ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZER.

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 10/10/2007,THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

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B.A.No. 6182 of 2007

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Dated this the 10th day of October, 2007

ORDER

Application for regular bail. The petitioners face allegations under the Kerala Abkari Act. The petitioners were allegedly found to be in possession of 35 litres of arrack on 12.9.2007. The petitioners were intercepted and arrested on the same day and they continue in custody from that date. The learned Public Prosecutor submits that the petitioners have criminal antecedents of two other crimes both under the Kerala Abkari Act have been registered against each of them.

2. The learned counsel for the petitioners prays, the learned Public Prosecutor does not oppose the said prayer on condition that the Investigating Officer is granted reasonable further time to complete the investigation and I am satisfied that the petitioners can now be directed to be enlarged on bail subject to appropriate conditions.

3. In the result, these application are allowed. The petitioners shall be released on bail on the following terms and conditions.

i) The petitioners shall not be released on bail on the strength of this order prior to 22.10.2007. The police shall, in the meantime,

make every endeavour to complete the investigation.

ii) The petitioners shall execute bonds for Rs.50,000/- (Rupees Fifty thousand only) each with two solvent sureties each for the like sum to the satisfaction of the learned Magistrate;

iii) The petitioners shall make themselves available for interrogation before the Investigating Officer between 10 a.m and 12 noon on all Mondays and Fridays for a period of two months from their date of release and thereafter as and when directed by the Investigating Officer in writing to do so.

(R.BASANT, JUDGE)

sj

/TRUE COPY/

P.A.TO JUDGE